

BEYER WEAVER & THOMAS, LLP

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FACSIMILE COVER SHEET

February 23, 2005

Receiver: Examiner Stockton (USPTO Central Fax)

TEL #:

FAX #: 571-273-8300

Sender: James E. Austin
Our Ref. No.: CHIRP018R

RE: Application No.: 10/757,347

Attached: Response dated November 22, 2004 and return stamped postcard

Pages Including Cover Sheet(s): 14

MESSAGE:

CONFIDENTIALITY NOTE

The information contained in this facsimile (FAX) message is legally privileged and confidential information intended only for the use of the receiver or firm named above. If the reader of this message is not the intended receiver, you are hereby notified that any dissemination, distribution or copying of this FAX is strictly prohibited. If you have received this FAX in error, please immediately notify the sender at the telephone number provided above and return the original message to the sender at the address above via the United States Postal Service. Thank you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Huebner et al.

Attorney Docket No.: CHIRP018R **RECEIVED**
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Patent No.: 6,291,505

Examiner: Stockton, Laura

FEB 23 2005

Issued: September 18, 2001

Group: 1626

Title: ESTROGEN RECEPTOR
MODULATORS

Confirmation No. 4580

CERTIFICATE OF FACSIMILE TRANSMISSION:
I hereby certify that this correspondence is being transmitted by
facsimile to the United States Patent and Trademark Office,
Commissioner for Patents, Attn: Examiner Stockton, Fax No. 571-
273-8300, Alexandria, VA 22313-1450 on: February 23, 2005.Signed: 

Joyce L. Ferreira

COMMUNICATIONCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

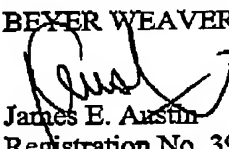
Pursuant to our telephone conversation, please find attached a copy of the response to the office action dated July 23, 2004, that was filed with the Patent Office on November 22, 2004, and a copy of the return postcard confirming receipt of the response by the USPTO on November 24, 2004.

Entry of the response and amendment and further consideration of the application at the Examiner's earliest convenience is respectfully requested.

Please contact the undersigned at 510-663-1100 if there are any further questions regarding this matter.

Respectfully submitted,

BEXER WEAVER & THOMAS, LLP


James E. Austin
Registration No. 39,489P.O. Box 70250
Oakland, CA 94612-0250

Docket #	CHIRP018R	By:	JEA/mmh	Date of this mailing:	November 22, 2004
Appl'n #:	10/757,347	Filing Date:	Jan. 13, 2004	Express Mail #	
Inv(s)	Huebner et al.				
Title:	ESTROGEN RECEPTOR MODULATORS				

The following have been received in the U.S. Patent Office on the date stamped hereon:

Item	Description	# Pgs
1.	Amendment Transmittal w/ certificate of mailing	
2.	Amendment Under 37 CFR 1.173(b) w/certificate of mailing	1
3.	Check No. 09936 in the amount of \$110.00	9
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NO. 049 P. 4/14

Docket #	CHIRP018R	By:	JEA/nmh	Date of this mailing:	November 22, 2004
Appl'n #:	10/757,347	Filing Date:	Jan. 13, 2004	Express Mail #	
Inv(s)	Huebner et al.				
Title:	ESTROGEN RECEPTOR MODULATORS				

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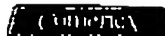
INVOICE DATE	INVOICE NUMBER/REFERENCE	INVOICE AMOUNT	DISCOUNT	BALANCE
11/22/2004	CHIRP018R 1 Month Extension Fee (\$110.00)	\$110.00	\$0.00	\$110.00

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PAGE 4/14 * RCVD AT 2/23/2005 6:58:50 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/24 * DNIS:2738300 * CSID:5106630920 * DURATION (mm-ss):03-54

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Huebner et al.

Attorney Docket No.: CHIRP018R

Patent No.: 6,291,505

Examiner: Stockton, Laura

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Issued: September 18, 2001

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**Title: ESTROGEN RECEPTOR
MODULATORS**

Confirmation No. 4580

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on November 22, 2004 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: 

Mitchell-Haynes

AMENDMENT TRANSMITTAL

Mail Stop Reissue
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

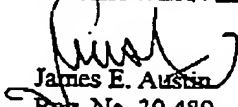
Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	10	MINUS	20	0	x 9 =	x 18 = 0
Independent Claims	2	MINUS	3	0	x 44 =	x 88 = 0
Multiple Dependent Claim Present and Fee Not Previously Paid					\$150.00	\$300.00
Total					\$	\$0

- ☒ Applicant(s) hereby petition for a one-month extension(s) of time to respond to the aforementioned Office Action.
- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☒ Enclosed is our Check No. 09936 in the amount of \$110.00 to cover the additional claim fee and/or extension of time fees.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. CHIRP018R).

Respectfully submitted,
 BEYER WEAVER & THOMAS, LLP


 James E. Austin
 Reg. No. 39,489

P.O. Box 778
 Berkeley, CA 94704-0778